

## JOURNAL OF THE HOUSE.

Thursday, September 13, 2007.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

Prayer.

God of Hope and Truth, we believe that we live each moment of the day in Your presence and that You have a personal interest in our material and spiritual well-being. We are grateful that we can depend upon Your always-available help in our often daily struggle to carry out our personal responsibilities. Today, we join our Jewish friends and the Jewish Community around the world in celebrating and observing Rosh Hashanah, the beginning of a new year. May the year and our hearts be filled with peace, hope and happiness.

Grant Your blessings to the Speaker, the members and employees of this House and their families. Amen.

Pledge of allegiance.

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

### Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Sunita L. Williams.

Resolutions (filed by Mrs. Harkins of Needham) congratulating astronaut and Navy Commander Sunita L. Williams on her extraordinary and historic accomplishments with the United States Navy and the National Aeronautics and Space Administration;

New Bedford, Health Expo 2007.

Resolutions (filed by Messrs. Cabral of New Bedford, Canessa of New Bedford, Koczera of New Bedford and Quinn of Dartmouth) on the occasion of New Bedford Rehabilitation Hospital's fifth annual "Health Expo 2007" on Thursday, September 20, 2007 during National Rehabilitation Week;

Holy Cross Armenian Church.

Resolutions (filed by Mr. Koutoujian of Waltham) honoring the ten year anniversary of the renovation of Holy Cross Armenian Catholic Church in Belmont, Massachusetts; and

Hudson, Joseph L. Mulready School.

Resolutions (filed by Mrs. Walrath of Stow) recognizing the students of the Joseph L. Mulready School of Hudson on the occasion of the dedication of their Peace Pole in honor of the International Day of Peace;

Mr. Scaccia of Boston, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Mr. Turner of Dennis, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

### Petitions.

Petitions severally were presented and referred as follows:

By Mr. Bradley of Hingham, joint petition (accompanied by bill, House, No. 4236) of Garrett J. Bradley and Robert L. Hedlund (by vote of the town) relative to temporary loans and the assessment of betterments by the town of Hingham; and

Hingham, loans.

By Mr. Driscoll of Braintree, petition (accompanied by bill, House, No. 4237) of Joseph R. Driscoll and others (by vote of the town) relative to the park department in the town of Braintree;

Braintree, park department.

Severally to the committee on Municipalities and Regional Government.

Braintree, deleading.

By the same member, petition (accompanied by bill, House, No. 4238) of Joseph R. Driscoll and others (by vote of the town) that housing owned and controlled by the historical society of the town of Braintree be exempt from certain deleading regulations. To the committee on Public Health.

Everett, property liens.

By Mr. Smith of Everett, petition (accompanied by bill, House, No. 4239) of Stephen Stat Smith (with the approval of the mayor, board of aldermen and common council) that the city of Everett be authorized to place liens on certain property in said city; and

Braintree, military tax abatements.

By Mr. Driscoll of Braintree, petition (accompanied by bill, House, No. 4240) of Joseph R. Driscoll and others (by vote of the town) that the board of assessors of the town of Braintree be authorized to grant tax abatements to certain military personnel;

Severally to the committee on Revenue.

Severally sent to the Senate for concurrence.

William Ryan, sick leave.

Mr. Guyer of Dalton presented a petition (subject to Joint Rule 12) of Denis E. Guyer for legislation to establish a sick leave bank for William Ryan, an employee of the Department of Correction in the sheriff's department of Berkshire County; and the same was referred, under Rule 24, to the committee on Rules.

Mr. Scaccia of Boston, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending that Joint Rule 12 be suspended. Under suspension of the rules, on motion of Mrs. Poirier of North Attleborough, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service. Sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

Michael McHugh, police exam.

By Mr. Moran of Boston, petition (subject to Joint Rule 12) of Michael J. Moran and others for legislation to authorize Michael McHugh of the city of Boston to take the open competitive examination for the position of police officer, notwithstanding the maximum age requirements.

Lynda Graham-Meho, sick leave.

By Mr. Murphy of Burlington, petition (subject to Joint Rule 12) of Charles A. Murphy that the Department of Public Health be authorized to establish a sick leave bank for Lynda Graham-Meho, an employee of said department.

Bankruptcy, protection.

By Mr. Naughton of Clinton, petition (subject to Joint Rule 12) of Harold P. Naughton, Jr., relative to adoption by the Commonwealth of federal exemptions and limitations concerning protection in bankruptcy proceedings.

Francis Torcia,  
retirement credit.

By Mr. Puppulo of Springfield, joint petition (subject to Joint Rule 12) of Angelo J. Puppulo, Jr., and Stephen J. Buoniconti that the State Retirement Board be directed to grant certain credit to Francis C. Torcia, an employee of the office of the Treasurer and Receiver-General of the Commonwealth.

Raymond  
Gendreau,  
sick leave.

By Mr. Rodrigues of Westport, joint petition (subject to Joint Rule 12) of Michael J. Rodrigues and Joan M. Menard for legislation to establish a sick leave for Raymond Gendreau, an employee of the Department of Mental Retardation.

Severally, under Rule 24, to the committee on Rules.

Orleans,  
land  
lease.

#### *Papers from the Senate.*

The House Bill authorizing the town of Orleans to lease certain town land (House, No. 3990) came from the Senate passed to be engrossed, in concurrence, with an amendment inserting after section 1, the following section:

“SECTION 2. Any lease payments collected by the town of Orleans, pursuant to the lease authorized by section 1, shall be deposited into the town’s water reserve account.”.

Under suspension of Rule 35, on motion of Ms. Peisch of Wellesley, the amendment (reported by the committee on Bills in the Third Reading to be correctly drawn) was considered forthwith; and it was adopted, in concurrence.

Mary  
Hardiman, sick  
leave.

The House Bill establishing a sick leave bank for Mary Hardiman, an employee of the Department of Public Health (House, No. 4210, amended) came from the Senate passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place thereof the following:

“Notwithstanding any general or special law or rule or regulation to the contrary the department of public health shall establish a sick leave bank for Mary Hardiman, an employee of the department. Any employee of the department may voluntarily contribute 1 or more sick, personal or vacation days to the sick leave bank for use by Mary Hardiman. When Mary Hardiman terminates employment with the department or requests to dissolve the sick leave bank, any remaining time in the sick leave bank shall be transferred to the extended illness leave bank.”.

Under suspension of Rule 35, on motion of Mr. Cabral of New Bedford, the amendment (reported by the committee on Bills in the Third Reading to be correctly drawn) was considered forthwith; and it was adopted, in concurrence.

Berkshire County  
Jail, inspection.

A report of the Department of Public Health (under the provisions of Sections 5 and 20 of Chapter 111 of the General Laws) relative to an inspection of the Berkshire County Jail and House of Correction in the city of Pittsfield, was spread upon the records of the House; and returned to the Senate.

#### *Reports of Committees.*

By Mr. Scaccia of Boston, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Joseph  
Rohan,  
sick leave.

Petition (accompanied by bill) of Peter V. Kocot for legislation to establish a sick leave bank for Joseph Rohan, an employee of the Franklin/Hampshire Division of the Juvenile Court Department of the Trial Court. To the committee on the Judiciary.

Dorothy  
Lafratta,  
sick leave.

Petition (accompanied by bill) of Donald F. Humason, Jr., and Michael R. Knapik for legislation to establish a sick leave bank for Dorothy Lafratta, an employee of the Department of Transitional Assistance; and

Rhea  
Lindstet,  
sick leave.

Petition (accompanied by bill) of Peter V. Kocot for legislation to establish a sick leave bank for Rhea Lindstet, an employee of the Department of Revenue;

Motorcycles,  
passengers.

Severally to the committee on Public Service.

Petition (accompanied by bill) of Vincent A. Pedone for legislation to regulate the age of passengers riding on motorcycles. To the committee on Transportation.

Under suspension of the rules, on motion of Mrs. Poirier of North Attleborough, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

Funeral  
processions,  
flashing  
lights.

By Mr. Koutoujian of Waltham, for the committee on Public Health, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 2178) of Peter J. Koutoujian and Richard J. Ross for legislation to authorize the use of flashing lights on motor vehicles leading funeral processions,— and recommending that the same be referred to the committee on Transportation. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Karen  
Byrnes,  
sick leave.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the House Bill establishing a sick leave bank for Karen Byrnes, an employee of the Department of Conservation and Recreation (House, No. 4225) be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Peterson of Grafton, the bill was read a second time forthwith; and it was ordered to a third reading.

Under suspension of the rules, on motion of Ms. Peisch of Wellesley, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

Bill  
enacted.

#### *Engrossed Bill.*

The engrossed Bill relative to garages in the first fire zone in the city of Boston (see House, No. 4167) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Third  
reading.

bill.

*Orders of the Day.*

The Senate Bill authorizing the Springfield Water and Sewer Commission to convey certain land (Senate, No. 1169), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time; and it was passed to be engrossed, in concurrence.

Third  
reading  
bills.

## House bills

Relative to the Jacob Sears Memorial Library (House, No. 3787);  
Placing certain members of the fire department of the town of Wrentham under the civil service law (House, No. 4078) (its title having been changed by the committee on Bills in the Third Reading); and

Establishing a sick leave bank for Robert Bozarjian, an employee of the Department of Education (House, No. 4235) (its title having been changed by the committee on Bills in the Third Reading);

Severally reported by said committee to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Next  
sitting.*Order.*

On motion of Mr. DiMasi of Boston,—

*Ordered*, That when the House adjourns today, it adjourn to meet on Monday next at eleven o'clock A.M.

---

At twenty-two minutes after eleven o'clock A.M., on motion of Mr. Peterson of Grafton (Mr. Donato of Medford being in the Chair), the House adjourned, to meet on Monday next at eleven o'clock A.M., in an Informal Session.